

U.S. Department of Labor
Occupational Safety and Health Administration
2183 Northlake Parkway
Building 7, Suite 110
Tucker, GA 30084
Phone: 770-493-6644 Fax: 770-493-7725



Citation and Notification of Penalty

To:
PRIMEX PLASTICS CORP.
and its successors
3435 OLD OAKWOOD ROAD
Oakwood, GA 30566

Inspection Number: 1045342
Inspection Date(s): 03/04/2015 - 03/11/2015
Issuance Date: 08/27/2015

Inspection Site:
3435 OLD OAKWOOD ROAD
Oakwood, GA 30566

The violation(s) described in this Citation and Notification of Penalty is (are) alleged to have occurred on or about the day(s) the inspection was made unless otherwise indicated within the description given below.

This Citation and Notification of Penalty (this Citation) describes violations of the Occupational Safety and Health Act of 1970. The penalty(ies) listed herein is (are) based on these violations. You must abate the violations referred to in this Citation by the dates listed and pay the penalties proposed, unless within 15 working days (excluding weekends and Federal holidays) from your receipt of this Citation and Notification of Penalty you either call to schedule an informal conference (see paragraph below) or you mail a notice of contest to the U.S. Department of Labor Area Office at the address shown above. Please refer to the enclosed booklet (OSHA 3000) which outlines your rights and responsibilities and which should be read in conjunction with this form. Issuance of this Citation does not constitute a finding that a violation of the Act has occurred unless there is a failure to contest as provided for in the Act or, if contested, unless this Citation is affirmed by the Review Commission or a court.

Posting - The law requires that a copy of this Citation and Notification of Penalty be posted immediately in a prominent place at or near the location of the violation(s) cited herein, or, if it is not practicable because of the nature of the employer's operations, where it will be readily observable by all affected employees. This Citation must remain posted until the violation(s) cited herein has (have) been abated, or for 3 working days (excluding weekends and Federal holidays), whichever is longer.

Informal Conference - An informal conference is not required. However, if you wish to have such a conference you may request one with the Area Director during the 15 working day contest period. During such an informal conference you may present any evidence or views which you believe would support an adjustment to the citation(s) and/or penalty(ies).

If you are considering a request for an informal conference to discuss any issues related to this Citation and Notification of Penalty, you must take care to schedule it early enough to allow time to contest after the informal conference, should you decide to do so. Please keep in mind that a written letter of intent to contest must be submitted to the Area Director within 15 working days of your receipt of this Citation. The running of this contest period is not interrupted by an informal conference.

If you decide to request an informal conference, please complete, remove and post the Notice to Employees next to this Citation and Notification of Penalty as soon as the time, date, and place of the informal conference have been determined. Be sure to bring to the conference any and all supporting documentation of existing conditions as well as any abatement steps taken thus far. If conditions warrant, we can enter into an informal settlement agreement which amicably resolves this matter without litigation or contest.

Right to Contest – You have the right to contest this Citation and Notification of Penalty. You may contest all citation items or only individual items. You may also contest proposed penalties and/or abatement dates without contesting the underlying violations. Unless you inform the Area Director in writing that you intend to contest the citation(s) and/or proposed penalty(ies) within 15 working days after receipt, the citation(s) and the proposed penalty(ies) will become a final order of the Occupational Safety and Health Review Commission and may not be reviewed by any court or agency.

Penalty Payment – Penalties are due within 15 working days of receipt of this notification unless contested. (See the enclosed booklet and the additional information provided related to the Debt Collection Act of 1982.) Make your check or money order payable to "DOL-OSHA". Please indicate the Inspection Number on the remittance. You can also make your payment electronically on www.pay.gov. On the left side of the pay.gov homepage, you will see an option to Search Public Forms. Type "OSHA" and click Go. From the results, click on **OSHA Penalty Payment Form**. The direct link is:

<https://www.pay.gov/paygov/forms/formInstance.html?agencyFormId=53090334>.

You will be required to enter your inspection number when making the payment. Payments can be made by credit card or Automated Clearing House (ACH) using your banking information. Payments of \$25,000 or more require a Transaction ID, and also must be paid using ACH. If you require a Transaction ID, please contact the OSHA Debt Collection Team at (202) 693-2170.

OSHA does not agree to any restrictions or conditions or endorsements put on any check, money order, or electronic payment for less than the full amount due, and will process the payments as if these restrictions or conditions do not exist.

Notification of Corrective Action – For each violation which you do not contest, you must provide *abatement certification* to the Area Director of the OSHA office issuing the citation and identified above. This abatement certification is to be provided by letter within 10 calendar days after each abatement date. Abatement certification includes the date and method of abatement. If the citation indicates that the violation was corrected during the inspection, no abatement certification is required for that item. The abatement certification letter must be posted at the location where the violation appeared and the corrective action took place or employees must otherwise be effectively informed about abatement activities. A sample abatement certification letter is enclosed with this Citation. In addition, where the citation indicates that *abatement documentation* is necessary, evidence of the purchase or repair of equipment, photographs or video, receipts, training records, etc., verifying that abatement has occurred is required to be provided to the Area Director.

Employer Discrimination Unlawful – The law prohibits discrimination by an employer against an

employee for filing a complaint or for exercising any rights under this Act. An employee who believes that he/she has been discriminated against may file a complaint no later than 30 days after the discrimination occurred with the U.S. Department of Labor Area Office at the address shown above.

Employer Rights and Responsibilities – The enclosed booklet (OSHA 3000) outlines additional employer rights and responsibilities and should be read in conjunction with this notification.

Notice to Employees – The law gives an employee or his/her representative the opportunity to object to any abatement date set for a violation if he/she believes the date to be unreasonable. The contest must be mailed to the U.S. Department of Labor Area Office at the address shown above and postmarked within 15 working days (excluding weekends and Federal holidays) of the receipt by the employer of this Citation and Notification of Penalty.

Inspection Activity Data – You should be aware that OSHA publishes information on its inspection and citation activity on the Internet under the provisions of the Electronic Freedom of Information Act. The information related to these alleged violations will be posted when our system indicates that you have received this citation. You are encouraged to review the information concerning your establishment at www.osha.gov. If you have any dispute with the accuracy of the information displayed, please contact this office.



NOTICE TO EMPLOYEES OF INFORMAL CONFERENCE

An informal conference has been scheduled with OSHA to discuss the citation(s) issued on 08/27/2015. The conference will be held by telephone or at the OSHA office located at 2183 Northlake Parkway, Building 7, Suite 110, Tucker, GA 30084 on _____ at _____. Employees and/or representatives of employees have a right to attend an informal conference.

CERTIFICATION OF CORRECTIVE ACTION WORKSHEET

Inspection Number: 1045342

Company Name: PRIMEX PLASTICS CORP.
Inspection Site: 3435 OLD OAKWOOD ROAD, Oakwood, GA 30566
Issuance Date: 08/27/2015

List the specific method of correction for each item on this citation in this package that does not read "Corrected During Inspection" and return to: U.S. Department of Labor – Occupational Safety and Health Administration, 2183 Northlake Parkway, Building 7, Suite 110, Tucker, GA 30084

Citation Number _____ and Item Number _____ was corrected on _____
By (Method of Abatement): _____

Citation Number _____ and Item Number _____ was corrected on _____
By (Method of Abatement): _____

Citation Number _____ and Item Number _____ was corrected on _____
By (Method of Abatement): _____

Citation Number _____ and Item Number _____ was corrected on _____
By (Method of Abatement): _____

Citation Number _____ and Item Number _____ was corrected on _____
By (Method of Abatement): _____

Citation Number _____ and Item Number _____ was corrected on _____
By (Method of Abatement): _____

I certify that the information contained in this document is accurate and that the affected employees and their representatives have been informed of the abatement.

Signature

Date

Typed or Printed Name

Title

NOTE: 29 USC 666(g) whoever knowingly makes any false statements, representation or certification in any application, record, plan or other documents filed or required to be maintained pursuant to the Act shall, upon conviction, be punished by a fine of not more than \$10,000 or by imprisonment of not more than 6 months or both.

POSTING: A copy of completed Corrective Action Worksheet should be posted for employee review



Citation and Notification of Penalty

Company Name: PRIMEX PLASTICS CORP.
Inspection Site: 3435 OLD OAKWOOD ROAD, Oakwood, GA 30566

Citation 1 Item 1 Type of Violation: **Serious**

OSH ACT of 1970 Section (5)(a)(1): The employer did not furnish employment and a place of employment which were free from recognized hazards that were causing or likely to cause death or serious physical harm to employees

On or about 3/9/15, at 3435 Old Oakwood Rd, Oakwood, Ga, employees were exposed to being struck by hazards as they were required to use job made lifting devices at production lines 4 and 7 to lift product rolls, weighing 1200-1600 lbs., that have not been tested for load limits, were not marked to identify load limits, and were not being inspected.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence of abatement, or other written records.

Among others, one feasible and useful abatement method to correct these hazards is to follow the ASME B30.20-2010 Below-The-Hook Lifting Devices standard and its listed requirements.

Date By Which Violation Must be Abated:	10/15/2015
Proposed Penalty:	\$5500.00

U.S. Department of Labor
Occupational Safety and Health Administration

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Citation and Notification of Penalty

Company Name: PRIMEX PLASTICS CORP.
Inspection Site: 3435 OLD OAKWOOD ROAD, Oakwood, GA 30566

Citation 1 Item 2 Type of Violation: **Serious**

29 CFR 1910.22(b)(1): Aisles and passageways were not kept clear and in good repair, with no obstruction across or in aisles that could create a hazard.

On 3/9/15, at Plant 2, bolts protruded from the floor 1/2 inches causing a trip hazard in the employee work/walkway Dryer area.

In accordance with 29 CFR 1903.19(c), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET).

Date By Which Violation Must be Abated:
Proposed Penalty:

09/23/2015
\$3300.00

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



Citation and Notification of Penalty

Company Name: PRIMEX PLASTICS CORP.
Inspection Site: 3435 OLD OAKWOOD ROAD, Oakwood, GA 30566

Citation 1 Item 3 Type of Violation: **Serious**

29 CFR 1910.23(c)(1): Open-sided floors and/or platforms four feet or more above adjacent floor or ground level were not guarded with standard railings (or equivalent) and toe boards.

On 3/9/2015, at the Oakwood production facility, employees were exposed to various fall hazards including the following:

- a Line 12 Warehouse Grinder Platform 60.6 inch fall
 - b Plant 2 - Platform at Dryer 55 inch fall
 - c Plant 2 Box Dump Platform 7'7" fall
 - d Blending Deck for Lines 1-4 upper rail only 10 foot fall
 - e Line 16 Grinder Platform Gap of rails 14 $\frac{1}{4}$ inches wide 5' $\frac{3}{8}$ " fall
 - f Line 13 Walkway Platforms over line 5' and 6.9' fall (2 platforms)
 - g Line 14 @ Main Hauloff - 6'6" fall various locations on extrusion line platforms
 - h Line 15 Line Platforms - 2 count - >5' and >6' falls on outside and to inside of line
 - i Blend Deck 2 - >10' fall - single chain rail
 - j Deck 2 Platform behind Loader panel >7' fall
 - k Line 14 Coax Platform >5' fall
 - l Line 9 & Line 10 7'6" (92") fall
 - m Grinding Platform (near Lines 9 and 10 - approximately 6' fall)
 - n Line 12 Platform 4' fall
 - o Storage area above Maintenance Shop 10' fall
 - p Storage area in Warehouse facility 10' fall single chain rail
- In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence of abatement, or other written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

09/23/2015
\$7000.00

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Citation and Notification of Penalty

Company Name: PRIMEX PLASTICS CORP.
Inspection Site: 3435 OLD OAKWOOD ROAD, Oakwood, GA 30566

Citation 1 Item 4 Type of Violation: **Serious**

29 CFR 1910.24(b): Fixed stairs were not provided for access from one structure level to another where operations necessitated regular travel between levels, and for access to operating platforms at any equipment which requires attention routinely during operations.

On 3/4/15, in the Grinding room of the production area, employees were not provided stairs so as to access the grinding platform that was 23 inches above floor levels.

In accordance with 29 CFR 1903.19(c), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET).

Date By Which Violation Must be Abated:
Proposed Penalty:

09/23/2015
\$4400.00

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



Citation and Notification of Penalty

Company Name: PRIMEX PLASTICS CORP.
Inspection Site: 3435 OLD OAKWOOD ROAD, Oakwood, GA 30566

Citation 1 Item 5 Type of Violation: **Serious**

29 CFR 1910.147(c)(4)(ii): The energy control procedures did not clearly and specifically outline the scope, purpose, authorization, rules, and techniques to be utilized for the control of hazardous energy, including, but not limited to Items of this section.

On 3/9/15, at the Oakwood facility, the employer did not ensure lockout procedures documented at facility included all energies and magnitudes of energies for equipment serviced/maintained in production.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence of abatement, or other written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	10/15/2015
Proposed Penalty:	\$5500.00

U.S. Department of Labor
Occupational Safety and Health Administration

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Citation and Notification of Penalty

Company Name: PRIMEX PLASTICS CORP.
Inspection Site: 3435 OLD OAKWOOD ROAD, Oakwood, GA 30566

Citation 1 Item 6 Type of Violation: **Serious**

29 CFR 1910.147(c)(6)(i): The employer did not conduct a periodic inspection of the energy control procedure at least annually to ensure that the procedure and the requirement of this standard were being followed.

On 3/9/15, at the Oakwood location, the employer did not conduct a periodic inspection of the established written LOTO procedures, including authorized employees, to ensure procedures were adequate and current.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence of abatement, or other written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	10/15/2015
Proposed Penalty:	\$5500.00

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



Citation and Notification of Penalty

Company Name: PRIMEX PLASTICS CORP.
Inspection Site: 3435 OLD OAKWOOD ROAD, Oakwood, GA 30566

The alleged violations below have been grouped because they involve similar or related hazards that may increase the potential for injury or illness.

Citation 1 Item 7 a Type of Violation: **Serious**

29 CFR 1910.147(c)(7)(i)(A): Authorized employee(s) did not receive training in the recognition of applicable hazardous energy sources, the type and magnitude of the energy available in the workplace, and the methods and means necessary for energy isolation.

On 3/4/15, at the Oakwood production facility, the employer did not identify and train employees performing service and maintenance work to equipment, including production lines, and grinders.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence of abatement, or other written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

10/15/2015
\$7000.00

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



Citation and Notification of Penalty

Company Name: PRIMEX PLASTICS CORP.
Inspection Site: 3435 OLD OAKWOOD ROAD, Oakwood, GA 30566

Citation 1 Item 7 b Type of Violation: **Serious**

29 CFR 1910.147(c)(7)(i)(B): Affected employees were not instructed in the purpose and use of the energy control procedure.

On 3/9/15, at the Oakwood plant, the employer did not ensure training provided for employees identified as being "Affected" employees received training adequate for that purpose.

In accordance with 29 CFR 1903.19(c), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET).

Date By Which Violation Must be Abated:

10/15/2015



Citation and Notification of Penalty

Company Name: PRIMEX PLASTICS CORP.

Inspection Site: 3435 OLD OAKWOOD ROAD, Oakwood, GA 30566

Citation 1 Item 8 Type of Violation: **Serious**

29 CFR 1910.147(c)(8): Lockout or tagout was not performed only by the authorized employees who are performing the servicing or maintenance.

On or about 3/9/15, at the Gainesville plant, employees performing Authorized work were not affixing locks to equipment they were servicing/maintaining and instead relied on maintenance employees to apply and remove locks for them.

In accordance with 29 CFR 1903.19(c), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET).

Primex Plastics Corporation was previously cited for a violation of this occupational safety and health standard or its equivalent standard 1910.147(d)(4)(i), which was contained in OSHA inspection number 984435, citation number 1, item number 7 and was affirmed as a final order on 2/16/2015, with respect to a workplace located at Primex Plastics Corporation dba O'Neil Color and Compounding, 61 River Drive, Garfield NJ 07026.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

10/15/2015

Proposed Penalty:

\$7000.00

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



Citation and Notification of Penalty

Company Name: PRIMEX PLASTICS CORP.

Inspection Site: 3435 OLD OAKWOOD ROAD, Oakwood, GA 30566

Citation 1 Item 9 Type of Violation: **Serious**

29 CFR 1910.212(a)(1): One or more methods of machine guarding was not provided to protect the operator and other employees in the machine area from hazards such as those created by point of operation, ingoing nip points, rotating parts, flying chips and sparks.

On 3/4/15, in the production area, employees were exposed to hazards created by point of operation, ingoing nip points, and rotating parts. Instances include:

- a - Lines 1-17 shears input side - guard openings at shear at the input side near rollers is 3 1/2 to 7 openings exposing employees to pinch point
- b - Product table conveyors at Lines 1-17 exposing employees to ingoing nip points where the belt meets the roller
- c - Product conveyors at Lines 1-17 various locations exposing employees to ingoing nip points where the belt meets the roller
- d - Enco 111-1858 lathe no chuck guard exposing employees to rotating parts
- e - Drill Press - No guard maintenance shop exposing employees to rotating parts

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence of abatement, or other written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

09/23/2015

Proposed Penalty:

\$7000.00

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



Citation and Notification of Penalty

Company Name: PRIMEX PLASTICS CORP.

Inspection Site: 3435 OLD OAKWOOD ROAD, Oakwood, GA 30566

Citation 1 Item 10 Type of Violation: **Serious**

29 CFR 1910.212(a)(3)(ii): Point(s) of operation of machinery were not guarded to prevent employee(s) from having any part of their body in the danger zone(s) during operating cycle(s).

On 2/28/15, at the Oakwood facility in Plant 1, the employer did not ensure shears (14 count) were guarded to prevent employees from having their hands in the danger zone during operating cycles.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence of abatement, or other written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

09/23/2015

Proposed Penalty:

\$7000.00

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



Citation and Notification of Penalty

Company Name: PRIMEX PLASTICS CORP.

Inspection Site: 3435 OLD OAKWOOD ROAD, Oakwood, GA 30566

Citation 1 Item 11 Type of Violation: **Serious**

29 CFR 1910.216(b)(1): An accessible safety trip control that operated on contact was not provided in front and/or back of each mill. Note: The safety trip control shall be one of the types or a combination thereof as listed in 1910.216(b)(1).

On or about 3/9/15, in the Plant 1 production area at Line 12, the mill platform was located 4.6' above floor levels and greater than 18 inches away from the pull e-stop cord and from employee reach.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence of abatement, or other written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

09/23/2015

Proposed Penalty:

\$7000.00

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



Citation and Notification of Penalty

Company Name: PRIMEX PLASTICS CORP.
Inspection Site: 3435 OLD OAKWOOD ROAD, Oakwood, GA 30566

The alleged violations below have been grouped because they involve similar or related hazards that may increase the potential for injury or illness.

Citation 1 Item 12 a Type of Violation: **Serious**

29 CFR 1910.219(c)(2)(i): All exposed part(s) of horizontal shafting seven (7) feet or less from floor or working platform were not protected by stationary casing(s) enclosing shafting completely or by trough(s) enclosing sides and top or sides and bottom of shafting.

On 3/9/15, in the production area of Plant 1, rotating horizontal shafts on the Line 16 Melt Pump Drive shaft near the floor were not enclosed completely to prevent contact and injury.

In accordance with 29 CFR 1903.19(c), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET).

Date By Which Violation Must be Abated:
Proposed Penalty:

09/23/2015
\$4400.00



Citation and Notification of Penalty

Company Name: PRIMEX PLASTICS CORP.
Inspection Site: 3435 OLD OAKWOOD ROAD, Oakwood, GA 30566

Citation 1 Item 12 b Type of Violation: **Serious**

29 CFR 1910.219(c)(3): Vertical or inclined shafting seven -7 feet or less from floor or working platform was not enclosed with stationary casing(s).

On 3/9/15, in the production area of Plant 1, rotating vertical shafts were not enclosed completely to prevent contact and injury. Instances include:

- a Line 16 Melt Pump Drive shaft on upper area of motor - vertical shaft exposed - 5" exposure
 - b Line 4 rotating shaft - 4" exposure
 - c Line 12 motor shaft exposed rotating part - 10" exposure
- In accordance with 29 CFR 1903.19(c), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET).

Date By Which Violation Must be Abated:

09/23/2015

U.S. Department of Labor
Occupational Safety and Health Administration

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Issuance Date: 08/27/2015



Citation and Notification of Penalty

Company Name: PRIMEX PLASTICS CORP.
Inspection Site: 3435 OLD OAKWOOD ROAD, Oakwood, GA 30566

Citation 1 Item 13 Type of Violation: **Serious**

29 CFR 1910.219(c)(4)(i): Projecting shaft ends did not present a smooth edge and end and shall not project more than one-half the diameter of the shaft unless guarded by nonrotating caps or safety sleeves.

On or about 3/4/15, in the production area at Line 3, the employer did not ensure shaft ends that projected 8 inches in length and had a diameter of 2 inches were encased or covered.

In accordance with 29 CFR 1903.19(c), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET).

Date By Which Violation Must be Abated:
Proposed Penalty:

09/23/2015
\$3300.00

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



Citation and Notification of Penalty

Company Name: PRIMEX PLASTICS CORP.

Inspection Site: 3435 OLD OAKWOOD ROAD, Oakwood, GA 30566

The alleged violations below have been grouped because they involve similar or related hazards that may increase the potential for injury or illness.

Citation 1 Item 14 a Type of Violation: **Serious**

29 CFR 1910.303(b)(1)(iv): Electric equipment was not free from recognized hazards that were likely to cause serious physical harm to employees, such as damaged electrical insulation.

On 3/9/15, in the Plant 1 Production area, hand held lamps were used at the plastic mills and were not protected from heat damage. The outer insulation on cords was melted exposing inner conductors.

In accordance with 29 CFR 1903.19(c), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET).

Date By Which Violation Must be Abated:

09/23/2015

Proposed Penalty:

\$4400.00

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Citation and Notification of Penalty

Company Name: PRIMEX PLASTICS CORP.
Inspection Site: 3435 OLD OAKWOOD ROAD, Oakwood, GA 30566

Citation 1 Item 14 b Type of Violation: **Serious**

29 CFR 1910.305(j)(1)(ii): Portable handlamps supplied through flexible cords were not equipped with a handle of molded composition or other material approved for the purpose and a substantial guard attached to the lampholder or handle.

On 3/9//15, in the production areas of Plant 1, portable hand held lamps were used at the plastic mills and were missing cage guards exposing the bare bulb.

In accordance with 29 CFR 1903.19(c), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET).

Date By Which Violation Must be Abated:

09/23/2015

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Company Name: PRIMEX PLASTICS CORP.
Inspection Site: 3435 OLD OAKWOOD ROAD, Oakwood, GA 30566

Citation 1 Item 15 Type of Violation: **Serious**

29 CFR 1910.303(g)(2)(i): Except as elsewhere required or permitted by Subpart S of Part 1910, live parts of electric equipment operating at 50 volts or more were not guarded against accidental contact by use of approved cabinets or other forms of approved enclosures or by any of the means identified in paragraphs (A), (B), (C), and (D) of 29 CFR 1910.303(g)(2)(i):

On 3/4/15, at the production facility, employees accessing 480 v electrical panels were exposed to electrical shock hazards as they entered panels to turn off various equipment on the line that were centrally located in one electrical panel.

In accordance with 29 CFR 1903.19(c), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET).

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

10/15/2015
\$7000.00

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U.S. Department of Labor
Occupational Safety and Health Administration

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Citation and Notification of Penalty

Company Name: PRIMEX PLASTICS CORP.
Inspection Site: 3435 OLD OAKWOOD ROAD, Oakwood, GA 30566

Citation 2 Item 1 Type of Violation: **Repeat**

29 CFR 1910.253(b)(4)(iii): Oxygen cylinders in storage were not separated from fuel-gas cylinders or combustible materials (especially oil or grease), a minimum distance of 20 feet.

On 3/4/15, at the Gainesville facility, located outside the maintenance area, the employer permitted Oxygen and Acetylene cylinders to be stored within 15' of each other.

No abatement certification or documentation is required for this item.

Primex Plastics Corporation was previously cited for a violation of this occupational safety and health standard or its equivalent standard 1910.212(a)(1), which was contained in OSHA inspection number 984435, citation number 1, item number 11 and was affirmed as a final order on 2/16/2015, with respect to a workplace located at Primex Plastics Corporation dba O'Neil Color and Compounding, 61 River Drive, Garfield NJ 07026.

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$22000.00

A handwritten signature in blue ink, reading "William C. Fulcher", written over a horizontal line.

William C. Fulcher
Area Director

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.

U.S. Department of Labor
Occupational Safety and Health Administration
2183 Northlake Parkway
Building 7, Suite 110
Tucker, GA 30084
Phone: 770-493-6644 Fax: 770-493-7725



INVOICE / DEBT COLLECTION NOTICE

Company Name: PRIMEX PLASTICS CORP.
Inspection Site: 3435 OLD OAKWOOD ROAD, Oakwood, GA 30566
Issuance Date: 08/27/2015

Summary of Penalties for Inspection Number	1045342
Citation 1, Serious	\$85300.00
Citation 2, Repeat	\$22000.00
TOTAL PROPOSED PENALTIES	\$107300.00

To avoid additional charges, please remit payment promptly to this Area Office for the total amount of the uncontested penalties summarized above. Make your check or money order payable to: "DOL-OSHA". Please indicate OSHA's Inspection Number (indicated above) on the remittance. You can also make your payment electronically on www.pay.gov. On the left side of the pay.gov homepage, you will see an option to Search Public Forms. Type "OSHA" and click Go. From the results, click on **OSHA Penalty Payment Form**. The direct link is <https://www.pay.gov/paygov/forms/formInstance.html?agencyFormId=53090334>. You will be required to enter your inspection number when making the payment. Payments can be made by credit card or Automated Clearing House (ACH) using your banking information. Payments of \$25,000 or more require a Transaction ID, and also must be paid using ACH. If you require a Transaction ID, please contact the OSHA Debt Collection Team at (202) 693-2170.

OSHA does not agree to any restrictions or conditions or endorsements put on any check, money order, or electronic payment for less than the full amount due, and will cash the check or money order as if these restrictions or conditions do not exist.

If a personal check is issued, it will be converted into an electronic fund transfer (EFT). This means that our bank will copy your check and use the account information on it to electronically debit your account for the amount of the check. The debit from your account will then usually occur within 24 hours and will be shown on your regular account statement. You will not receive your original check back. The bank will destroy your original check, but will keep a copy of it. If the EFT cannot be completed because of insufficient funds or closed

account, the bank will attempt to make the transfer up to 2 times.

Pursuant to the Debt Collection Act of 1982 (Public Law 97-365) and regulations of the U.S. Department of Labor (29 CFR Part 20), the Occupational Safety and Health Administration is required to assess interest, delinquent charges, and administrative costs for the collection of delinquent penalty debts for violations of the Occupational Safety and Health Act.

Interest: Interest charges will be assessed at an annual rate determined by the Secretary of the Treasury on all penalty debt amounts not paid within one month (30 calendar days) of the date on which the debt amount becomes due and payable (penalty due date). The current interest rate is one percent (1%). Interest will accrue from the date on which the penalty amounts (as proposed or adjusted) become a final order of the Occupational Safety and Health Review Commission (that is, 15 working days from your receipt of the Citation and Notification of Penalty), unless you file a notice of contest. Interest charges will be waived if the full amount owed is paid within 30 calendar days of the final order.

Delinquent Charges: A debt is considered delinquent if it has not been paid within one month (30 calendar days) of the penalty due date or if a satisfactory payment arrangement has not been made. If the debt remains delinquent for more than 90 calendar days, a delinquent charge of six percent (6%) per annum will be assessed accruing from the date that the debt became delinquent.

Administrative Costs: Agencies of the Department of Labor are required to assess additional charges for the recovery of delinquent debts. These additional charges are administrative costs incurred by the Agency in its attempt to collect an unpaid debt. Administrative costs will be assessed for demand letters sent in an attempt to collect the unpaid debt.



William C. Fulcher

Area Director

08/27/2015

Date